

**ASSEMBLY BILL**

**No. 597**

**Introduced by Assembly Member Dahle**

February 20, 2013

An act to amend Section 25252 of the Health and Safety Code, relating to hazardous materials.

LEGISLATIVE COUNSEL'S DIGEST

AB 597, as introduced, Dahle. Hazardous materials: chemicals of concern.

Existing law requires the Department of Toxic Substances Control to adopt regulations to establish a process to identify and prioritize chemicals or chemical ingredients in consumer products, to establish a process for evaluating chemicals of concern in consumer products and their potential alternatives for the purposes of limiting exposure or to reduce the level of hazard posed by chemicals of concern, and a range of regulatory responses that the department may take following the evaluation.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 25252 of the Health and Safety Code is
- 2 amended to read:
- 3 25252. (a) ~~On or before January 1, 2011, the~~ The department
- 4 shall adopt regulations to establish a process to identify and

1 prioritize those chemicals or chemical ingredients in consumer  
2 products that may be considered as being a chemical of concern,  
3 in accordance with the review process specified in Section 25252.5.  
4 The department shall adopt these regulations in consultation with  
5 the office and all appropriate state agencies and after conducting  
6 one or more public workshops for which the department provides  
7 public notice and provides an opportunity for all interested parties  
8 to comment. The regulations adopted pursuant to this section shall  
9 establish an identification and prioritization process that includes,  
10 but is not limited to, all of the following considerations:  
11 (1) The volume of the chemical in commerce in this state.  
12 (2) The potential for exposure to the chemical in a consumer  
13 product.  
14 (3) Potential effects on sensitive subpopulations, including  
15 infants and children.  
16 (b) (1) In adopting regulations pursuant to this section, the  
17 department shall develop criteria by which chemicals and their  
18 alternatives may be evaluated. These criteria shall include, but not  
19 be limited to, the traits, characteristics, and endpoints that are  
20 included in the clearinghouse data pursuant to Section 25256.1.  
21 (2) In adopting regulations pursuant to this section, the  
22 department shall reference and use, to the maximum extent feasible,  
23 available information from other nations, governments, and  
24 authoritative bodies that have undertaken similar chemical  
25 prioritization processes, so as to leverage the work and costs  
26 already incurred by those entities and to minimize costs and  
27 maximize benefits for the state's economy.  
28 (3) Paragraph (2) does not require the department, when  
29 adopting regulations pursuant to this section, to reference and use  
30 only the available information specified in paragraph (2).